

RESOLUTION

WHEREAS, pursuant to Title 54 of the New Jersey Statutes Annotated, the Township annually assesses all real properties within the Township and allocates its budget in a proportionate manner based upon the value of the various line items; and

WHEREAS, by Agreement dated January, 2016, the Township retained Blau and Blau, Attorneys at Law of the State of New Jersey, as special counsel for the purpose of handling commercial tax appeals for the period January 1, 2016 through December 31, 2016 (“Special Counsel”); and

WHEREAS, Special Counsel’s engagement includes the analysis of properties to determine the appropriateness of filing affirmative tax appeals on behalf of the Township which tax appeals are designed to accurately and equitably apportion the real estate tax burden among the existing properties within the Township; and

WHEREAS, Special Counsel is entitled to a contingent fee if any increase in assessment occurs as a result of the appeal; and

WHEREAS, Special Counsel performed an analysis as to the various properties and filed an affirmative tax appeal concerning 471-475 Prospect Avenue, Block 155, Lot 26.02, owned by AMPC Real Estate (“Property”); and

WHEREAS, Special Counsel filed affirmative tax appeals concerning the Property for tax years 2011, 2014, 2015 and 2016; and

WHEREAS, Special Counsel has consulted with Kevin Dillon, the Tax Assessor and Mark Hendricks, Appraiser for the Township, who agree that the proposed settlement is fair and reasonable; and

WHEREAS, it is estimated that the proposed settlement will result in an immediate payment of \$280,000 for the four years involved and an additional \$75,000 per annum going forward;

NOW HEREBY BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that Blau and Blau, as Special Counsel, be and hereby is authorized to settle the pending affirmative tax appeals for the tax years 2012, 2014, 2015 and 2016 concerning the Property designated as:

<u>LOT</u>	<u>BLOCK</u>	<u>ADDRESS</u>	<u>OWNER</u>
26.02	155	471-475 Prospect Avenue	AMPC Real Estate ¹

NOW HEREBY BE IT RESOLVED THAT THE ASSESSMENTS SHALL BE MODIFIED AND INCREASED AS FOLLOWS:

<u>TAX YEAR</u>	<u>OLD ASSESSMENT</u>	<u>NEW ASSESSMENT UNDER SETTLEMENT</u>
2012	\$4,215,000	\$6,000,000
2014	\$4,088,300	\$6,000,000
2015	\$4,088,300	\$6,000,000
2016	\$4,088,300	\$6,000,000

NOW HEREBY BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that Blau and Blau, as special counsel, is authorized to take

¹ The owner in 2012 was Prism Green Assoc. III, LLC

all steps and execute all documents and pleadings and the Chief Financial Officer shall disburse to Blau & Blau its contingent fee within 30 days of receipt of the initial payment;

This Resolution shall be available to inspection during normal business hours and in accordance with all applicable statutes.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Victor Cirilo
Council President

Adopted: June 28, 2016

I hereby certify funds are available from: _____

JOHN GROSS, CHIEF FINANCIAL OFFICER